

- Ernest Bock & Sons, Inc.’s (“EBS”) motion for summary judgment is **GRANTED** with respect to liability.¹
- Ernest Bock & Sons, Inc.’s motion for summary judgment is **DENIED** with respect to damages.
- A hearing is **SCHEDULED** for 2:00 p.m. on Thursday, **April 21, 2016** in Courtroom 4-B. The parties should be prepared to (1) create a record on EBS’s request for damages on its breach of contract claim and (2) present argument on EBS’s motion for sanctions (Doc. No. 59.)

BY THE COURT:

/s/ Mitchell S. Goldberg

Mitchell S. Goldberg, J.

¹ In its motion for summary judgment, EBS stated that it is no longer pursuing an entry of judgment against Ms. Harris personally. (EBS’ Br. p. 15.)